

| State and county | Location and case No. | Date and name of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|------------------|-------------------------------------|--|---|--------------------------------|---------------|
| Washington: King | City of Issaquah (03-10-0465P). | November 17, 2004, November 24, 2004, <i>Issaquah Press</i> . | The Honorable Ava Frisinger, Mayor, City of Issaquah, P.O. Box 1307, Issaquah, Washington 98027. | February 23, 2005 | 530079 |
| Wisconsin: Dodge | Unincorporated Areas (04-05-A339P). | December 2, 2004, December 9, 2004, <i>Dodge County Independent News</i> . | The Honorable Russell Kottke, Chairman, Dodge County Board of Supervisors, W8542 Laurel Hill Road, Fox Lake, Wisconsin 53933. | March 10, 2005 | 550094 |

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: March 5, 2005.

David I. Maurstad,

Acting Director, Mitigation Division, Emergency Preparedness and Response Directorate.

[FR Doc. 05-6431 Filed 3-31-05; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 65

[Docket No. FEMA-P-7642]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the Base (1% annual-chance) Flood Elevations (BFEs) is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified BFEs for new buildings and their contents.

DATES: These modified BFEs are currently in effect on the dates listed in the table below and revise the Flood Insurance Rate Map(s) in effect prior to this determination for the listed communities.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Mitigation Division Director of the Emergency Preparedness and Response Directorate reconsider the changes. The modified BFEs may be changed during the 90-day period.

ADDRESSES: The modified BFEs for each community are available for inspection

at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT:

Doug Bellomo, P.E., Hazard Identification Section, Emergency Preparedness and Response Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

SUPPLEMENTARY INFORMATION: The modified BFEs are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified BFE determinations are available for inspection is provided.

Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data.

The modifications are made pursuant to Section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified BFEs are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities.

The changes in BFEs are in accordance with 44 CFR 65.4.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act

The Mitigation Division Director of the Emergency Preparedness and Response Directorate certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification

This interim rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

■ Accordingly, 44 CFR part 65 is amended to read as follows:

PART 65—[AMENDED]

■ 1. The authority citation for part 65 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR,

1978 Comp., p. 329; E.O. 12127, 44 FR 19367, § 65.4 [Amended]

3 CFR, 1979 Comp., p. 376.

■ 2. The tables published under the authority of § 65.4 are amended as follows:

| State and county | Location | Dates and name of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|--|---------------------------|--|--|--------------------------------|---------------|
| Illinois: | | | | | |
| Kane (Case No.: 04-05-2895P). | City of Aurora | Nov. 10, 2004, Nov. 17, 2004, <i>Kane County Chronicle</i> . | The Honorable David L. Stover, mayor, city of Aurora, 44 East Downer Place, Aurora, IL 60507. | Feb. 16, 2005 | 170320 |
| Will (Case No.: 04-05-3544P). | Village of Bolingbrook. | Jan. 28, 2005, Feb. 4, 2005, <i>The Bolingbrook Sun</i> . | The Honorable Roger C. Claar, mayor, village of Bolingbrook, 375 West Briarcliff Road, Bolingbrook, IL 60440. | Jan. 13, 2005 | 170812 |
| Cook (Case No.: 03-05-3975P). | Unincorporated Areas. | Dec. 2, 2004, Dec. 9, 2004, <i>The Chicago Tribune</i> . | The Honorable John H. Stroger, Jr., president, Cook County Board of Commissioners, 118 N. Clark Street, Room 537, Chicago, IL 60602. | March 10, 2005 | 170054 |
| Will (Case No.: 04-05-4065P). | City of Joliet | Feb. 3, 2005, Feb. 10, 2005, <i>Farmers Weekly Review</i> . | The Honorable Arthur Schultz, mayor, city of Joliet, 150 West Jefferson Street, Joliet, IL 60432. | Jan. 13, 2005 | 170702 |
| Winnebago (Case No.: 04-05-2896P). | City of Love's Park. | Jan. 24, 2005, Jan. 31, 2005, <i>The Rockford Register Star</i> . | The Honorable Darryl F. Lindberg, mayor, city of Loves Park, 100 Heart Boulevard, Loves Park, IL 61111. | Jan. 14, 2005 | 170722 |
| Will (Case No.: 04-05-3549P). | Village of Mokena. | Dec. 2, 2004, Dec. 9, 2004, <i>The Lincoln-Way Sun</i> . | The Honorable Robert Chiszar, mayor, village of Mokena, 11004 Carpenter Street, Mokena, IL 60448. | Mar. 10, 2005 | 170705 |
| Cook (Case No.: 03-05-3975P). | Village of Orland Park. | Dec. 2, 2004, Dec. 9, 2004, <i>The Orland Township Messenger</i> . | The Honorable Dan McLaughlin, mayor, city of Orland Park, 14700 South Ravinia Avenue, Orland Park, IL 60462. | Mar. 10, 2005 | 170140 |
| Cook (Case No.: 03-05-3975P). | Village of Tinley Park. | Dec. 2, 2004, Dec. 9, 2004, <i>The Star</i> . | The Honorable Edward J. Zabrocki, mayor, village of Tinley Park, 16250 S. Oak Park Avenue, Tinley Park, IL 60477. | Mar. 10, 2005 | 170169 |
| Will (Case No.: 04-05-3560P). | Unincorporated Areas. | Jan. 5, 2005, Jan. 12, 2005, <i>The Herald News</i> . | The Honorable Lawrence A. Walsh, Will County Executive, Will County Office Building, 302 North Chicago Street, Joliet, IL 60432. | Dec. 13, 2004 | 170695 |
| Winnebago (Case No.: 04-05-2896P). | Unincorporated Areas. | Jan. 24, 2005, Jan. 31, 2005, <i>The Rockford Register Star</i> . | Mr. Scott Christiansen, Chairman, Winnebago County Board, 404 Elm Street, Rockford, IL 61101. | Jan. 14, 2005 | 170720 |
| Michigan: | | | | | |
| Macomb (Case No.: 04-05-2345P). | Township of Shelby. | Jan. 24, 2005, Jan. 31, 2005, <i>The Macomb Daily</i> . | Mr. Ralph L. Maccarone, Township Supervisor, Township of Shelby, 52700 Vann Dyke Avenue, Shelby Township, MI 48316. | Jan. 11, 2005 | 260126 |
| Macomb (Case No.: 04-05-2879P). | City of Sterling Heights. | Jan. 12, 2005, Jan. 19, 2005, <i>Sterling Heights Sentry</i> . | The Honorable Richard J. Nottle, mayor, city of Sterling Heights, 40555 Utica Road, Sterling Heights, MI 48311. | Dec. 21, 2004 | 260128 |
| Minnesota: Dakota (Case No.: 04-05-2882P). | City of Burnsville | Dec. 2, 2004, Dec. 9, 2004, <i>Dakota County Tribune</i> . | The Honorable Elizabeth Kautz, mayor, city of Burnsville, 100 Civic Center Parkway, Burnsville, MN 55337. | Mar. 10, 2005 | 270102 |
| Missouri: | | | | | |
| Clay (Case No.: 04-07-531P). | Village of Claycomo. | Dec. 15, 2004, Dec. 22, 2004, <i>Dispatch Tribune</i> . | The Honorable Lois Anderson, Claycomo Village Administrator and Floodplain Administrator, 115 East Highway 69, Claycomo, MO 64119. | Mar. 23, 2005 | 290089 |
| St. Charles (Case No.: 03-07-886P). | City of O'Fallon .. | Dec. 29, 2004, Jan. 5, 2005, <i>The O'Fallon Journal</i> . | The Honorable Paul F. Renaud, mayor, city of O'Fallon, O'Fallon Municipal Centre, 100 North Main Street, O'Fallon, MO 63366. | Apr. 6, 2005 | 290316 |

| State and county | Location | Dates and name of newspaper where notice was published | Chief executive officer of community | Effective date of modification | Community No. |
|---|-----------------------|--|---|--------------------------------|---------------|
| New Mexico: Bernalillo (Case No.: 04-06-1904P). | City of Albuquerque. | Jan. 21, 2005, Jan. 28, 2005, <i>The Albuquerque Journal</i> . | The Honorable Martin Chavez, mayor, city of Albuquerque City/County Building 11th Floor, One Civic Plaza NW, Albuquerque, NM 87103. | Jan. 12, 2005 | 350002 |
| Ohio: Shelby (Case No.: 04-05-3548P). | Unincorporated Areas. | Dec. 22, 2004, Dec. 29, 2004, <i>Sidney Daily News</i> . | The Honorable John D. Schmitt, Shelby County Judge, Shelby County Courthouse, P.O. Box 947, Sidney, OH 45365. | Mar. 30, 2005 | 390503 |
| Oklahoma: | | | | | |
| Tulsa (Case No.: 03-06-1547P). | City of Owasso .. | Dec. 9, 2004, Dec. 16, 2004, <i>Owasso Reporter</i> . | The Honorable Susan Kimball, mayor, city of Owasso, P.O. Box 180, Owasso, OK 74055. | Nov. 23, 2004 | 400210 |
| Tulsa (Case No.: 03-06-1547P). | Unincorporated Areas. | Dec. 9, 2004, Dec. 16, 2004, <i>Tulsa World</i> . | The Honorable Wilbert Collins, Sr., chairman, Tulsa County Board of Commissioners, 500 South Denver, Tulsa, OK 74103. | Nov. 23, 2004 | 400462 |
| Texas: Parker (Case No.: 04-06-1202P). | City of Aledo | Dec. 13, 2004, Dec. 20, 2004, <i>The Weatherford Democrat</i> . | The Honorable Susan Langley, mayor, city of Aledo, 100 Sanchez Trail, Aledo, TX 76008. | Mar. 21, 2005 | 481659 |
| Travis (Case No.: 03-06-2670P). | City of Austin | Dec. 15, 2004, Dec. 22, 2004, <i>Austin American Statesman</i> . | The Honorable Will Wynn, mayor, city of Austin, P.O. Box 1088, Austin, TX 78767. | Mar. 23, 2005 | 480624 |
| Hays (Case No.: 04-06-1001P). | City of Buda | Jan. 6, 2005, Jan. 13, 2005, <i>The Free Press</i> . | The Honorable John Trube, mayor, city of Buda, P.O. Box 1218, Buda, TX 78610. | Apr. 14, 2005 | 481640 |
| Denton (Case No.: 04-06-1463P). | City of Corinth | Jan. 18, 2005, Jan. 25, 2005, <i>Denton Record Chronicle</i> . | The Honorable Vic Burgess, mayor, city of Corinth, 3300 Corinth Parkway, Corinth, TX 76208. | Apr. 26, 2005 | 481143 |
| Tarrant (Case No.: 04-06-1204P). | City of Crowley .. | Dec. 13, 2004, Dec. 20, 2004, <i>The Star Telegram</i> . | The Honorable Billy Davis, mayor, city of Crowley, 120 North Hampton Road, Crowley, TX 76036. | Mar. 21, 2005 | 480591 |
| Dallas (Case No.: 04-06-867P). | City of Dallas | Dec. 22, 2004, Dec. 29, 2004, <i>Dallas Morning News</i> . | The Honorable Laura Miller, mayor, city of Dallas, Dallas City Hall, 1500 Marilla Street, Rom 5EN, Dallas, Texas 75201-6390. | Mar. 30, 2005 | 480171 |
| Fort Bend (Case No.: 04-06-2152P). | Unincorporated Areas. | Jan. 26, 2005, Feb. 2, 2005, <i>Fort Bend Star</i> . | The Honorable Robert E. Hebert, Judge, Fort Bend County, 301 Jackson Street, Suite 719, Richmond, TX 77469. | Jan. 14, 2005 | 480228 |
| Tarrant (Case No.: 04-06-1204P). | City of Fort Worth. | Dec. 13, 2004, Dec. 20, 2004, <i>The Star Telegram</i> . | The Honorable Michael Moncrief, mayor, city of Fort Worth, 1000 Throckmorton Street, Fort Worth, TX 76102. | Mar. 21, 2005 | 480596 |
| Hays (Case No.: 04-06-1001P). | Unincorporated Areas. | Jan. 6, 2005, Jan. 13, 2005, <i>The Free Press</i> . | The Honorable Jim Powers, Judge, Hays County, 111 E. San Antonio Street, Suite 300, San Marcos, TX 78666. | Apr. 14, 2005 | 480321 |
| Fort Bend, Harris and Waller (Case No.: 04-06-2152P). | City of Katy | Jan. 26, 2005, Feb. 2, 2005, <i>The Katy Times</i> . | The Honorable Doyle Callender, mayor, city of Katy, 910 Avenue C, Katy, TX 77493. | Jan. 14, 2005 | 480301 |
| Parker (Case No.: 04-06-1202P). | Unincorporated Areas. | Dec. 13, 2004, Dec. 20, 2004, <i>The Weatherford Democrat</i> . | The Honorable Mark Riley, Judge, Parker County, 1 Courthouse Square, Weatherford, TX 76086. | Mar. 21, 2005 | 480520 |
| Denton (Case No.: 03-06-2687P). | City of The Colony. | Jan. 26, 2005, Feb. 2, 2005, <i>The Colony Courier Leader</i> . | The Honorable John Dillard, mayor, city of The Colony, City Hall, 6800 Main Street, The Colony, TX 75056. | Feb. 14, 2005 | 481581 |
| Waller (Case No.: 04-06-2152P). | Unincorporated Areas. | Jan. 27, 2005, Feb. 3, 2005, <i>Waller County News Citizen</i> . | The Honorable Owen Falston, Judge, Waller County, 836 Austin Street, Room 203, Hempstead, TX 77445. | Jan. 14, 2005 | 480460 |

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")

Dated: March 25, 2005.

David I. Maurstad,

Acting Director, Mitigation Division,
Emergency Preparedness and Response
Directorate.

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BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

ACTION: Final rule.

SUMMARY: Base (1% annual-chance) Flood Elevations and modified Base Flood Elevations (BFEs) are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

EFFECTIVE DATE: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the FIRM is available for inspection as indicated in the table below.

ADDRESSES: The final base flood elevations for each community are available for inspection at the office of

the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: Doug Bellomo, P.E., Hazard Identification Section, Emergency Preparedness and Response Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency makes the final determinations listed below for the BFEs and modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of the Emergency Preparedness and Response Directorate has resolved any appeals resulting from this notification.

This final rule is issued in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and 44 CFR part 67.

The Federal Emergency Management Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community.

The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Mitigation Division Director of the

Emergency Preparedness and Response Directorate certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism. This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform. This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

■ Accordingly, 44 CFR part 67 is amended to read as follows:

PART 67—[AMENDED]

■ 1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

■ 2. The tables published under the authority of § 67.11 are amended as follows:

| State | City/town/county | Source of flooding | Location | #Depth in feet above ground. *Elevation in feet (NGVD) modified ◆Elevation in feet (NAVD) modified |
|--|--|---------------------|---|--|
| MO | Knob Noster (City) Johnson County (FEMA Docket No. P7659). | Clear Fork | | ◆726 |
| | | Hughes Branch | | ◆779 |
| | | Tributary 1 | | ◆781 |
| | | Tributary 2 | | ◆778 |
| Maps are available for inspection at City Hall, 218 North State Street, Knob Noster, Missouri. | | | | |
| OK | Altus (City) Jackson County (FEMA Docket No. P7659). | Tributary 1 | Approximately 0.40 mile downstream of North 2070 Road/Challenger Boulevard. Approximately 250 feet upstream of East Tammarack Road. | *1,339 *1,376 |
| | | Tributary 2 | Just upstream of the Burlington and Santa Fe Railroad Bridge. Approximately 1.7 miles upstream of Veterans Drive. | *1,346 *1,370 |